

IFW

SEP 23 2005

Practitioner's Docket No. 1540/144

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James W. Simpkins

Application No.: 10/082,812

Group No.: 1614

Filed: 02/25/2002

Examiner: Weddington, K.

For: Methods of Prevention and Treatment of Ischemic Damage

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

### STATUS

2. Applicant is a small entity. A statement was already filed.

### EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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### CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

#### MAILING

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#### 37 C.F.R. § 1.8(a)

with sufficient postage as first class mail.

#### 37 C.F.R. § 1.10\*

as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

#### TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_.

Barbara J. Carter  
Signature

Date: September 21, 2005

Barbara J. Carter

*(type or print name of person certifying)*

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

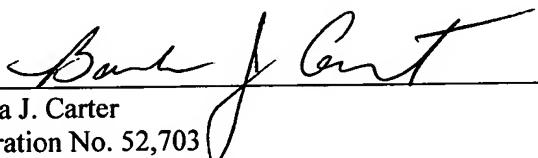
(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE			ADDIT. FEE
<b>TOTAL</b>	4 - 22	= 0	x \$	0.00	=	\$ 0.00
<b>INDEP.</b>	1 - 9	= 0	x \$	0.00	=	\$ 0.00
<b>FIRST PRESENTATION OF MULTIPLE DEP. CLAIM</b>			+	\$ 0.00	=	\$ 0.00
			<b>TOTAL</b>		<b>ADDIT. FEE</b>	
			\$ 0.00		\$ 0.00	

## FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: September 21, 2005

  
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01540/00144 432987.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

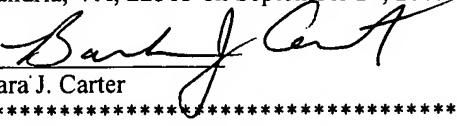
Applicant: Simpkins, et al.  
Serial No: 10/082,812  
Filing Date: February 25, 2002

Atty Docket: 1540/144  
Examiner: K. Weddington  
Art Unit: 1614

Invention: METHODS OF PREVENTION AND TREATMENT OF ISCHEMIC DAMAGE

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CERTIFICATE OF MAILING  
\*\*\*\*\*

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Barbara J. Carter

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE C**

Dear Sir:

This communication is in response to the office action mailed June 21, 2005. Please amend the above-identified application as follows in order to put the application in condition for allowance:

**Amendments to Pending Claims** begins on p. 2 of this paper.

**Remarks** begin on p. 3 of this paper.